



Boyd County Board Minutes



September 24th, 2013

The meeting of the Boyd County Board of Equalization was called to order at 9:00 a.m. with Spencer, Nicolaus, Heiser, Bernt, Lechtenberg, Connot and Boska present. Also present was Mary Schoenefeld, Boyd County Assessor. It was moved by Heiser and seconded by Boska to approve Real Property Assessment correction as presented by the Assessor. This is located in Section 35, township 33 range 9. Ayes: all. Motion carried.

A discussion was had on setting levies. Since not all budgets from subdivision have been presented to the Clerk's office the board was unable to set levies at this meeting. The board will hold a special meeting on October 15th, 2013 at 9:00 a.m. to set levies.

The meeting of the Boyd County Board of Equalization recessed at 9:15 a.m.

Chairman

Attest: _____
County Clerk

September 24th, 2013

The meeting of the Boyd County Board of Supervisors was called to order at 9:15 a.m. by Chairman Spencer with Spencer, Nicolaus, Heiser, Bernt, Lechtenberg, Connot and Boska present.

It was moved by Nicolaus and seconded by Bernt approve the minutes of the August 27th, 2013 meeting as read. Ayes: all. Motion carried.

It was moved by Boska and seconded by Heiser approve the minutes of the September 17th, 2013 budget hearing meeting as read. Ayes: all. Motion carried.

The following claims were then examined by the board:

GENERAL FUND	
Total General Fund salaries	43356.95
Ameritas Life, retirement	3248.64
Appeara, services	217.36
AS Central Finance, as400 use	164.75
Audiss, Wilma, prior service	14.00
Bernt, Donna, mileage & reimbursement	65.05
Bills Market, supplies	31.31
Boyd County Attorney, reimbursement	71.91
Boyd County Court, fees	51.00
Boyd County Sheriff, reimbursement	35.38
Butte Gazette, printing	1732.71
Cardmember Services, shf expenses	220.41
Cardmember Services, shf expense	64.42
Cardmember Services, shf exp	80.72
CCC Campus Accounts, dues	120.00
Century Link, sheriff phone	31.23
Connot, Ed, mileage	203.40
Consolidated Management Co, training exp	208.25



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	Creative Products Source Inc, shf supplies	223.96	
	EJ Computers LLC, shf exp	519.00	
	Ellwanger's Greenhouse, supplies	2.89	Engelhaupt,
Judith, reimbursement	62.21		
	Gasrite Inc, shf fuel	65.67	
	Gene's Plumbing, repairs	443.55	
	Great American Leasing Co, shf exp	131.66	
	Holiday Inn, asr room	233.85	
	Holt County Treasurer, vet salary, supplies	1215.49	
	Hooey, Kami, dist ct costs	86.50	
	Husker Auto Group, shf vehicle	22880.00	
	IRS, co share oasi	3304.55	
	Kelly, Brent, atty fees	900.00	
	Key Sanitation, trash removal	50.50	
	Kienke, Rosa, mileage	357.36	
	Krysl, Terri, mileage	280.24	
	Microfilm Imaging Systems Inc, microfilming	58.00	
	Mips Inc, as400 use	1399.31	
	NACO, election workshop	45.00	
	NCSEA, dues	75.00	
	Nebraska HHS, services	3.00	
	NPPD, electricity	1030.52	
	NNTC, phone	671.44	
	Office Products Center, supplies	75.85	
	PNK Service, shf exp	127.05	
	Pommer, Michael, CPA, budget	1800.00	
	Quill Corporation, supplies	12.99	
	Reiser, Tracy, travel exp	398.78	
	Schoenefeld, Mary, travel exp	215.83	
	Schuman, Carl, prior service	10.00	
	Secretary of State, dues	40.00	
	Seven Springs, water	79.00	
	Short Stop, fuel	224.97	
	Viaero Wireless, phone	199.42	
	Village of Butte, water	215.20	
	West Payment Center, atty	208.77	
	Western Office Technologies, shf supplies	22.37	
	Wm Krotter Co, ct house supplies	608.21	
	Wrede, Clarence, reimbursement	<u>8.00</u>	
	Total General Fund	88203.63	

ROAD FUND

ROAD1

Courtney, George, gravel	870.00
Heyden Spraying, spraying	471.66
Murphy Tractor & Equipment, grader	42376.25
Ponca Valley Construction, mach hire	<u>667.50</u>
Total Road 1	44385.41



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ROAD2

Heyden Spraying, spraying	235.83
Courtney, George, gravel	2320.00
NMC Exchange, repairs	91.89
NPPD, electricity	22.11
Ponca Valley Construction, mach hire	2107.50
Ponca Valley Oil, repairs	43.00
Spencer, William, labor	<u>318.50</u>
Total Road 2	5138.83

ROAD3

Heyden Spraying, spraying	78.62
Kocian, Larry, labor	1014.00
Sinclair Sand & Gravel, gravel	<u>2405.70</u>
Total Road 3	3498.32

ROAD4

Butte Implement, supplies	7.88
General Diesel & electronics, repairs	72.50
Heyden Spraying, spraying	157.23
Liewer, Darrin, labor	403.00
NPPD, electricity	30.04
Sapp Bros, supplies	16.50
Village of Butte, water	<u>32.40</u>
Total Road 4	719.55

ROAD5

A&M Enterprises, mach hire	135.00
Coyote Construction, mach hire	3977.50
Crosstrails Gravel, gravel	2730.00
Mulehead Gravel, gravel	347.70
Naper Transport, gravel	5635.00
Nick's Auto Sales, supplies	33.98
Nicolaus, Alan, labor	585.00
NMC Exchange, repairs	<u>64.73</u>
Total Road 5	13508.91 7

ROAD6

Butte Farm Supply, fuel	493.31
Heyden Spraying, spraying	157.22
WM Krotter, supplies	<u>3.50</u>
Total Road 6	654.03

ROAD7

Boska, Garron, labor	585.00
Heyden Spraying, spraying	314.44
Sinclair Sand & Gravel, gravel	<u>1320.30</u>
Total Road 7	<u>2219.74</u>
Total Road Fund	70124.79

BRIDGE FUND

Brooks, Irvin F Jr, labor	611.00
Bills Market, supplies	10.18
B's Enterprises, culverts	7189.00



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Butte Farm Supply, fuel	415.58
Coyote Construction LLC, mach hire	2842.50
IRS, oasi co share	410.54
Liewer, Darrin, labor	1850.00
Mulehead Gravel, gravel	474.30
Naper Transport, gravel	540.00
Ponca Valley Construction, mach hire	425.00
Sapp Bros, fuel	70.18
Sinclair Sand & Gravel, gravel	40.50
Speece Lewis, bridge	357.50
Viaero Wireless, phone	84.47
WM Krotter Co, supplies	<u>39.96</u>
Total Bridge Fund	15360.71

GRANT FUND

IRS, co share	131.97
Skjei, Jordan, labor	975.00
Wrede, Clarence, labor	<u>750.00</u>
Total Grant Program Fund	1856.97

AMBULANCE FUND

Bernt, Donna, amb labor	168.75
Bernt. James, amb labor	64.13
Bernt, Kylie, amb labor	54.00
Butte Farm Supply, fuel	184.75
EMS Billing Service, services	54.10
Engelhaupt, Leonard, amb labor	33.75
Graff, Grant, amb labor	97.50
Greger, Danny J, II, amb labor	30.38
Hazen, Linda, amb labor	77.63
Hazen, Timothy, amb labor	33.75
IRS, oasi co share	42.83
Matheson Tri Gas, supplies	163.00
NNTC, telephone	<u>63.28</u>
Total Ambulance Fund	1067.85

It was moved by Nicolaus and seconded by Bernt to approve the above claims subject to any unpaid personal property taxes except for claim #13090047 which was held. Ayes: all. Motion carried.

The Clerk's monthly report for month of August 2013 was examined by the board.

The Sheriff's monthly report for month of August 2013 was examined by the board.

The Ambulance monthly report for month of August 2013 was examined by the board.

Dawn Gehlsen, Zoning Board, and Dolly Kienke, Zoning administrator, were present to discuss the board passing a resolution concerning the Niobrara Confluence and Ponca Bluffs Conservation Areas. It was moved by Nicolaus and seconded by Lechtenberg to adopt the following resolution. Ayes: all. Motion carried.



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RESOLUTION NO. 2013-09-24-01

BE IT RESOLVED BY THE CHAIRMAN AND COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF BOYD, NEBRASKA, as follows:

WHEREAS, BOYD County, Nebraska is a political subdivision charged by law with protecting the public safety, health, and welfare of the citizens residing and doing business within its boundaries; and

WHEREAS, BOYD County has a duty to protect in sound economic stability the private property base that provides through ad valorem taxes the revenue from which BOYD County funds the police powers and all other services required by law to its citizens; and

WHEREAS, BOYD County has a direct, proximate interest in assuring that private property is not removed from the ad valorem tax base unless the removal is an exercise of the right to own and control private property in such a way that does not adversely affect other citizen's ownership and control of their private property within the community and does not adversely affect the ability of the County to Provide for the public safety, health and welfare of its residents and those doing business within its borders; and

WHEREAS, BOYD County has statutory authority over various elements of land-use development within the county, including but not limited to such matters as zoning, subdivision of property, conservation easements, local and private control; and

NOW, THEREFORE BE IT RESOLVED that BOYD County Board of Supervisors shall consider evidence related to the following elements of the public interest when considering approval of any matter with regard to land-use planning and development within BOYD County to which it as statutory oversight for approval or disapproval:

- 1. To encourage the protection and preservation of private land from public ownership and to discourage any changes to land that are perpetual in nature, such as conservation easements;**
- 2. To discourage land use development or use that will lower or impair the value of the land or adjacent land that would deplete the county's tax base;**

BE IT FURTHER RESOLVED that in recognition of the elements of the public interest referenced herein, the BOYD County Board of Supervisors shall implement the following policies with regard to Land-Use Development in Boyd County;

- 1. Discourage public or governmental ownership of, or interest in, parcels of land which would deplete the resources of BOYD County, with intent to keep land in the tax base and encourage full economic use of the land,**
- 2. Discourage public and private commitments to land that are perpetual in nature that would preclude, prohibit, or impair the ability of future generations to use or adapt the land to serve possible changes in county and resident needs in future years.**
- 3. In the event that a major project should be proposed on private land, such as by the Federal or State Government or any non-governmental organization, it would encourage requiring approval by local zoning or possibly by a vote of the citizens of BOYD County.**

AND FINALLY, BE IT FURTHER RESOLVED that the BOYD County Board of Supervisors opposes the Draft Environmental Impact Statement and Land Protection Plan, Niobrara Confluence and Ponca Bluffs Conservation Areas, proposed by the National Park Service and the U.S. Fish and Wildlife Service and would support "Alternative A – No Action" regarding the "Land Protection Plan".

Approved the 24th day of September 2013, at a meeting of the Board of Supervisors of BOYD County, Nebraska.

Signed Steve Spencer, Chairman, Boyd County Board of Supervisors

Attest: Tracy Reiser, Boyd County Clerk

Judy Atkinson, Janitor, was present with the board. A discussion was had on the water leak between the Boyd County Courthouse and the NRD Building. It was moved by Bernt and seconded by Lechtenberg



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that since the NRD has known about the leak since March of 2013 and has not addressed the issue of fixing or replacing the line, the County will send the NRD a bill for the extra water used since April 2013. The amount of extra water used is \$426.40. Ayes: all. Motion carried.

A discussion was had on a pole by the old jail with a security light on. It was moved by Nicolaus and seconded by Bernt to have NPPD replace this pole and reinstall the security light on the new pole. Ayes: all. Motion carried.

A discussion was had on the new sidewalk by the courthouse.

Kathy Peppel, Boyd County Treasurer, was present to discuss Delinquent Real Estate Taxes. It was moved by Nicolaus and seconded by Lechtenberg to adopt the following resolution. Ayes: All. Motion carried.

RESOLUTION 2013-09-24-02

WHEREAS, County Treasurer, Kathy Peppel, As required by law has filed with the County Board of Supervisors a list of all parcels of real estate in Boyd County on which real estate taxes are delinquent, NOW, THEREFORE, BE IT RESOLVED, THAT THE county Treasurer is hereby directed to issue tax sale certificates to Boyd County on the parcels of real estate on which taxes are delinquent for 3 or more years and the County Treasurer is further directed to deliver these tax sale certificates to the County Attorney for tax foreclosure as provided by law. (Sec. 77-1918).

It was moved by Nicolaus and seconded by Connot to authorize Spencer to sign the Certificate of Cost Allocation Plan as presented by Sequoia Consulting Group. Ayes: all. Motion carried.

Gary Connot, Highway Superintendent, was present with the board. Discussion was had on roads and bridges, the Bristow Bridge, FEMA money, bridge closings and upcoming projects. A discussion was had on an upcoming road closing hearing. It was moved by Lechtenberg and seconded by Heiser to amend the date for the road closing located in Section 9 Township 33 Range 12 in the NW $\frac{1}{4}$ from September 24th, 2013 to October 22, 2013 at 11:00 a.m. so all advertising requirements can be met. Ayes: all. Motion carried.

It was moved by Boska and seconded by Connot to approve the following two road crossing. One located in between sections 4 and 9 in township 34 range 12 on 905 Rd – Jay Ludwig and the other located in Section 21 township 34 range 12 a county bridge. Ayes: all. Motion carried.

Darrin Liewer, bridge foreman, was present with the board to give his report. .

It was moved by Nicolaus and seconded by Boska to authorize Spencer to sign the 3 year agreement for the heating and cooling system between Boyd County and Rasmussens. Ayes: all. Motion carried.

All the Boyd County inventories were examined by the board.

It was moved by Bernt and seconded by Lechtenberg to adjourn the meeting. The meeting of the Boyd County Board of Supervisors adjourned at 11:40 noon. The next meeting of the Boyd County Board of Supervisors will be held on October 15th, 2013 at 9:00 a.m. to approve the levies. The next regular meeting of the Boyd County Board of Supervisors will be Tuesday, October 22nd, 2013 at 9:00 a.m.



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Chairman

Attest: _____
County Clerk